IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

WP(C).No. 31080 of 2007(Y)

PETITIONER:

C. RAJARAM,
DIRECTOR, M/S. ANDERSON INDUSTRIES INTERNATIONAL LIMITED NO.4/21, SATHYA NAGAR, RAMAPURAM,MADRAS-89

BY ADV. SRI.SIJU KAMALASANAN

RESPONDENTS:
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1. **B. REGHU KUMAR,**
   KRISHNA VILASAM, POOYAPPALLY, KOTTAKKAM, KOLLAM.

2. **THE INSPECTOR,**
   KERALA CASHEW WORKERS RELIEF AND WELFARE FUND BOARD, KOLLAM.

BY SRI.M.K.CHANDRA MOHAN DAS, SC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 31080/2007(Y)

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1: COPY OF THE LEASE AGREEMENT DATED 02/06/03.

EXT. P2: COPY OF THE DETERMINATION ORDER AND ITS ANNEXURE.

/TRUE COPY/

P.A. TO JUDGE

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S.SIRI JAGAN, J.

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W.P.(C) No. 31080 of 2007(Y)

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Dated this the 14th day of November, 2007

JUDGMENT

The petitioner is an assessee to contributions under the Kerala Cashew Workers Relief and Welfare Fund Scheme. He is challenging Exts.P2 order whereby the petitioner has been directed to pay an amount of Rs.60866/- towards Welfare Fund contributions. Admittedly, the petitioner has got an effective remedy by way of appeal as provided under the Act itself. That being so without prejudice to the right of the petitioner to file appeal against impugned order, this writ petition is closed. However, the recovery proceedings pursuant to Ext.P2 order shall be kept in abeyance for a period of two weeks to enable the petitioner to file appeal and move appellate authority for stay.

S.SIRI JAGAN,
JUDGE

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